OTPE.
OCT 0 6 2003

Docket No. 3842-4036US2

TECH CENTER 1600/290(

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s):

MINETTI, et al.

Group Art Unit:

1645

Serial No.:

09/120,044

Examiner:

S. Devi

Filed:

July 21, 1998

For:

MODIFIED IMMUNOGENIC PNEMOLYSIN COMPOSITIONS

AS VACCINES

EXPRESS MAIL CERTIFICATE

Mail Stop AF Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Express Mail Label No.: EV 245491747 US

Date of Deposit: October 6, 2003

I hereby certify that the following attached paper(s) and/or fee

1. Supplemental Amendment and Response to Official Action Under 37 C.F.R. §1.116 (9 pages); and

2. Return Receipt postcard.

is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. §1.10 on the date indicated above and is addressed to Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Albert Isles

(Typed or printed name of person mailing papers(s) and/or fee)

(Signature of person mailing paper(s) and/or fee)

Correspondence Address:

MORGAN & FINNEGAN, L.L.P.

345 Park Avenue

New York, NY 10154-0053

(212) 758-4800 Telephone

(212) 751-6849 Facsimile

EXAMINER: S. DEVI

1645

ART UNIT:

IN THE UNITED STATES PATENT AND TRADEMARK OFFIC

APPLICANT: MINETTI, et al.

SERIAL NO.: 09/120,044

FILED:

July 21, 1998

FOR:

MODIFIED IMMUNOGENIC PNEUMOLYSIN COMPOSITIONS

AS VACCINES

SUPPLEMENTAL AMENDMENT AND RESPONSE TO OFFICIAL ACTION **UNDER 37 C.F.R. §1.116**

Mail Stop AF Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

In a further response to the Office Action dated May 6, 2003 in connection with the above-identified patent application please consider the following amendments and remarks.

Applicants wish to thank Examiner Devi for taking the time to review the listing of claims with proposed amendments as faxed on September 12, 2003. Furthermore, applicants wish to thank Examiner Devi for discussing the listing of claims and pointing to minor changes that would put the instant application in better format for allowance.

Favorable consideration of the present application and claims in view of the Substitute Sequence Listing submitted herewith is respectfully requested. Early and favorable action by the Examiner is earnestly solicited. No new matter is added by the instant amendment.

Amendments to the Claims are reflected in the listing of claims which begin on page 2 of this paper.

Remarks/Arguments begin on page 7 of this paper.